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International Business Machines Corporation*

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH**

THE SCO GROUP, INC.

Plaintiff/Counterclaim-Defendant,
v.

INTERNATIONAL BUSINESS MACHINES
CORPORATION,

Defendant/Counterclaim-Plaintiff.

**STIPULATION AND JOINT MOTION
FOR EXTENSION OF TIME**

Civil No. 2:03CV0294 DAK

Honorable Dale A. Kimball

Magistrate Judge Brooke C. Wells

The parties, through their counsel of record, hereby stipulate and jointly move the Court for an Order enlarging deadline for both parties to file their respective reply memoranda in further support of the pending motions for summary judgment. The parties respectfully request that the current deadline, December 22, 2006, be extended to January 12, 2007. The parties make this motion with the understanding that the requested extension will not affect the dates set for oral argument on the parties' motions for summary judgment, and will allow the Court sufficient time to consider the parties' papers. On this basis, the parties' respectfully submit concurrently herewith a proposed Order confirming this extension of time.

DATED this 18th day of December, 2006.

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Evan R. Chesler
David R. Marriott

By /s/ Todd M. Shaughnessy
*Counsel for Defendant International
Business Machines Corporation*

DATED this 18th day of December, 2006.

HATCH, JAMES & DODGE, P.C.
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By /s/ Edward Normand
*Counsel for Plaintiff
(e-filed with authorization from counsel)*

CERTIFICATE OF SERVICE

I hereby certify that on the 18th day of December, 2006, a true and correct copy of the foregoing was electronically filed with the Clerk of the Court and delivered by CM/ECF system to the following:

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